

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 4/12/2012

Action Requested By:
Finance

Agenda Item Type
Resolution

Subject Matter:

Termination of a Contract.

Exact Wording for the Agenda:

Resolution authorizing the Mayor to terminate the agreement with Unique Cleaning Service, Inc. for cause.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Contractor not performing, and we are awarding to next low bidder.

Associated Cost:

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: _____

Date: 4/9

**ROUTING SLIP
CONTRACTS AND AGREEMENTS**

Originating Department: **Finance**

Council Meeting Date: **4/12/2012**

Department Contact: **Cecilia Summers**

Phone # **427-5060**

Contract or Agreement: **Termination of Contract with Unique Cleaning Service, Inc.**

Document Name: **20120126pro bids**

City Obligation Amount:

Total Project Budget:

Uncommitted Account Balance:

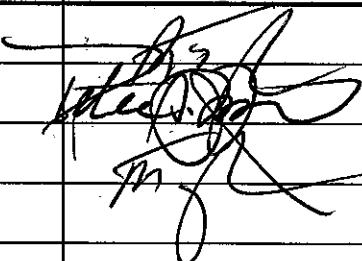
Account Number:

Procurement Agreements

Title 41	Competitive
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Grant-Funded Agreements

Not Applicable	Grant Name:
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Department	Signature	Date
1) Originating		4/9
2) Legal		4-9-12
3) Finance		4/9
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

RESOLUTION NO. 12-

WHEREAS the City Council of the City of Huntsville, Alabama, on or about September 8, 2011, awarded a contract to Unique Cleaning Service, Inc. pursuant to Resolution No. 11-675, IFB # 61-2011-74-5 for Janitorial Services; and

WHEREAS the City's General Services Department and Finance Department have requested that this contract be terminated for cause due to frequent and numerous complaints regarding the failure of the contract to properly provide such janitorial services as required by the contract; and

WHEREAS the deficiencies in the contractor's performance and the City's requests for remedial actions are set forth in the attached Vendor Complaint Report (Attachment 1) provided by the City's General Service Department; and

WHEREAS Appendix D of the contract provides the City with the right to Terminate the Contract for Cause, where the Contractor has failed to perform the work with such diligence as to ensure its timely and accurate completion, by providing written notice to the contractor that the City is terminating the contractor's right to proceed with all or part of the remaining work.

NOW THEREFORE LET IT BE RESOLVED that the City of Huntsville does hereby terminate for cause its contract identified above for Janitorial Services with Unique Cleaning Service, Inc..

BE IT FURTHER RESOLVED that the Mayor or his designee shall provide proper written notice of the termination for cause to the contractor in accordance with the terms and conditions of the contract.

ADOPTED this the 12th day of April, 2012.

President of the City Council of
The City of Huntsville, Alabama

APPROVED this the 12th day of April, 2012.

Mayor of the City of
Huntsville, Alabama